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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Rein *et al.*

Confirmation No.: 8812

Serial No.: 09/980,727

Art Unit: 1618

Filed: July 8, 2002

Examiner: Simon J. Oh

For: METHOD FOR PRODUCING A WATER-INSOLUBLE  
AMORPHOUS OR PARTIALLY AMORPHOUS  
CONTROLLED-RELEASE MATRIX

Attorney Docket No: 11390-009-999

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated January 11, 2006 of the Primary Examiner finally rejecting claims 1, 4-6, 10, 16-18, and 20-23 of the above-identified application.

The item(s) checked below are appropriate:

1.  An extension of time for responding to the final rejection for three (3) month(s):
  - was filed on
  - is submitted herewith.
2.  A timely response to the final rejection has been filed.
3.  A fee in the amount of **\$500.00** is:
  - Required.
  - Not required (Fee paid in prior appeal).
4.  Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of **\$250.00** is:
  - Required.
  - Not required (Fee paid in prior appeal).
5.  Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Respectfully submitted,

*Samuel B. Abrams* by *Heather P. Jones*

Samuel B. Abrams  
JONES DAY  
222 East 41st Street  
New York, New York 10017  
(212) 326-3939

30,605 REG NO  
(Reg. No.) 40,203

Date: July 11, 2006

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